

MINUTES

CITY COUNCIL OF THE CITY OF LA HABRA

ADJOURNED REGULAR MEETING 5:30 P.M.

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REGULAR MEETING 6:30 P.M.

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REGULAR JOINT MEETING WITH THE
LA HABRA UTILITY AUTHORITY

Monday, October 16, 2023

ADJOURNED REGULAR MEETING 5:30 P.M.: Cancelled.

REGULAR MEETING & REGULAR JOINT MEETING 6:30 P.M.:

CALL TO ORDER: Mayor/Chair Gomez called the Regular Meeting of the City Council of the City of La Habra & Regular Joint Meeting with the La Habra Utility Authority to order at 6:30 p.m. in the City Council Chamber, located at 100 East La Habra Boulevard, La Habra, California.

INVOCATION: Assistant City Attorney/Assistant Legal Counsel Collins

PLEDGE OF ALLEGIANCE: Mayor Pro Tem/Vice Chair Nigsarian

COUNCILMEMBERS/DIRECTORS PRESENT: Mayor/Chair Gomez
Mayor Pro Tem/Vice Chair Nigsarian
Councilmember/Director Espinoza
Councilmember/Director Medrano

COUNCILMEMBERS/DIRECTORS ABSENT: Councilmember/Director Simonian (excused absence)

OTHER OFFICIALS PRESENT: City Manager/Executive Director Sadro
Assistant City Attorney/Assistant Legal Counsel Collins
City Clerk/Secretary Barone
Management Analyst II Hurt
Assistant City Clerk Lopez

CLOSED SESSION ANNOUNCEMENT: None.

PROCLAMATIONS/PRESENTATIONS:

1. PRESENTATION OF CERTIFICATES OF RECOGNITION TO TEACHERS OF THE YEAR AT THE LA HABRA CITY SCHOOL DISTRICT AND THE LOWELL JOINT UNIFIED SCHOOL DISTRICT

Mayor Gomez and City Council recognized and presented Teachers of the Year Adriana Ponce, Maria Gamez, and Joanne Morton with Certificates of Recognition. Christina Ilinsky was not present.

2. PRESENTATION OF CERTIFICATES OF RECOGNITION TO LA HABRA CITY SCHOOL DISTRICT STUDENTS WITH STATE TESTING PERFECT SCORES

Mayor Gomez and City Council presented La Habra City School District Superintendent Dr. Mario Carlos with the Certificates of Recognition and he read the names of students with state testing perfect scores.

3. RECOGNITION OF THE LA HABRA HOST LIONS CLUB

Mayor Gomez and City Council recognized and presented the La Habra Host Lions Club with a Certificate of Recognition and Proclamation in recognition of their 75th Annual Corn Festival.

The La Habra Host Lions Club presented City Council a \$17,000 donation check to be used towards senior programming at the La Habra Community Center.

4. PRESENTATION BY THE CITY OF LA HABRA COMMUNITY SERVICES DEPARTMENT

Deputy Director of Community Services Albarian, Recreation Manager Elmore, Recreation Supervisor Ortega, and Assistant Child Development Director Perez spoke regarding an area of the PowerPoint presentation on programs and services offered by the Community Services Department.

City Manager Sadro thanked Orange County Supervisor Doug Chaffee and the County of Orange for grant funding for the new roofing project at the La Habra Children's Museum.

Mayor Gomez thanked Director of Community Services Fujio and the Community Services Department staff for their hard work.

PUBLIC COMMENTS: None.

CONSENT CALENDAR:

Moved by Mayor Pro Tem/Vice Chair Nigsarian, seconded by Councilmember/Director Medrano, and CARRIED (4-0) TO APPROVE CITY COUNCIL CONSENT CALENDAR ITEMS 1 THROUGH 10; AND UTILITY AUTHORITY ITEM 1.

Said motion CARRIED by the following vote:

AYES: Mayor/Chair Gomez, Mayor Pro Tem/Vice Chair Nigsarian,
Councilmember/Director Espinoza, Councilmember/Director Medrano
NOES: NONE
ABSTAIN: NONE
ABSENT: Councilmember/Director Simonian

CITY COUNCIL:

1. PROCEDURAL WAIVER: Waive reading in full of resolutions and ordinances and approval and adoption of same by reading title only.

2. APPROVE CITY COUNCIL OF THE CITY OF LA HABRA MEETING MINUTES

That the City Council approve the City Council of the City of La Habra Meeting Minutes of October 2, 2023.

3. APPROVE COMMUNITY SERVICES COMMISSION MEETING MINUTES

That the City Council approve the Community Services Commission meeting minutes of:

- January 11, 2023
- February 8, 2023
- March 8, 2023
- April 12, 2023
- May 10, 2023
- June 14, 2023
- July 12, 2023

4. APPROVE THE SECOND READING AND ADOPTION OF **ORDINANCE NO. 1850** ENTITLED: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA HABRA, CALIFORNIA, MAKING THE REQUIRED FINDINGS AND APPROVING PLANNED UNIT DEVELOPMENT PRECISE PLAN 22-02 FOR THE CONSTRUCTION OF A 3,875 SQUARE FOOT, DUAL TENANT BUILDING AT 711 EAST IMPERIAL HIGHWAY, AS PER THE APPROVED PLANS AND SUBJECT TO CONDITIONS, AND MAKING A DETERMINATION THAT THE REQUEST IS CATEGORICALLY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT PURSUANT TO SECTION 15303, CLASS 3: "NEW CONSTRUCTION OR CONVERSION OF SMALL STRUCTURES" AND SECTION 15061(B)(2) OF THE CALIFORNIA ENVIRONMENTAL QUALITY ACT GUIDELINES

That the City Council approve the second reading and adoption of Ordinance No. 1850.

5. APPROVE SCHOOL RESOURCE OFFICER AGREEMENT BETWEEN THE FULLERTON JOINT HIGH SCHOOL DISTRICT AND THE CITY OF LA HABRA

That the City Council approve and authorize the City Manager to execute a one-year agreement between the City of La Habra (City) and the Fullerton Joint Union High School District (District) to participate in the School Resource Officer (SRO) Program at La Habra High School and Sonora High School for Fiscal Year 2023 - 2024.

6. APPROVE AN AGREEMENT WITH THE CITY OF ANAHEIM FOR REIMBURSEMENT OF COSTS RELATED TO HOMELAND SECURITY TRAINING FOR THE FISCAL YEAR 2022 URBAN AREAS SECURITY INITIATIVE (UASI) GRANT

That the City Council approve and authorize the City Manager to execute an agreement with the City of Anaheim for reimbursement of costs related to Homeland Security training as outlined in the Fiscal Year 2022 Urban Areas Security Initiative (UASI) grant from September 1, 2022, through May 31, 2025.

7. APPROVE AWARD OF CONTRACT TO LEGION CONTRACTORS, INC., FOR THE VISTA GRANDE PARK IMPROVEMENT PROJECT, CITY PROJECT NO. 2-P-22

That the City Council:

- A. Approve the Plans and Specifications for the Vista Grande Park Improvement Project, City Project No. 2-P-22;
- B. Award a construction contract for the Vista Grande Park Improvement Project, City Project No. 2-P-22 to Legion Contractors, Inc., of Irvine, California, in the amount of \$9,998,043.55 and reject all other bids;
- C. Authorize the City Manager to execute an agreement with Legion Contractors, Inc., and issue a purchase order in the amount of \$10,997,848; which includes a 10 percent contingency; and,
- D. Re-purpose and allocate additional funding in the amount of \$2,612,535 from various funding sources to fully fund construction, inspection, and materials testing services associated with the Vista Grande Park Improvement Project, City Project No. 2-P-22.

8. APPROVE A FIVE-YEAR LEASE AGREEMENT WITH KONICA MINOLTA BUSINESS SOLUTIONS, INC., FOR COPYING/SCANNING EQUIPMENT

That the City Council approve and authorize the City Manager to execute a five-year lease agreement with Konica Minolta Business Solutions (KMBS) for the lease, installation, and maintenance of new copying/scanning equipment.

9. RECEIVE AND FILE THE TREASURER'S INVESTMENT REPORT FOR QUARTER ENDING JUNE 30, 2023

That the City Council receive and file the Treasurer's Investment Report for the quarter ending June 30, 2023

10. WARRANTS: APPROVE NOS. 00141009 THROUGH 00141154 TOTALING \$2,606,579.97; AND APPROVE WIRE TRANSFERS DATED 10/31/2023, TOTALING \$1,641,595.61

That the City Council approve Nos. 00141009 through 00141154 totaling \$2,606,579.97; and approve Wire Transfers dated 10/31/2023, totaling \$1,641,595.61.

UTILITY AUTHORITY:

1. APPROVE CITY OF LA HABRA UTILITY AUTHORITY MEETING MINUTES

That the City of La Habra Utility Authority approve the Utility Authority Meeting Minutes of:

- September 18, 2023
- October 2, 2023

CONSENT CALENDAR ITEMS REMOVED FOR SEPARATE DISCUSSION: None.

PUBLIC HEARINGS:

CITY COUNCIL:

1. PUBLIC HEARING TO CONSIDER AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA HABRA, ORANGE COUNTY, CALIFORNIA GRANTING A PIPELINE FRANCHISE TO CRIMSON CALIFORNIA PIPELINE, L.P., TO OPERATE AND MAINTAIN CERTAIN PIPELINES AND APPURTENANCES FOR THE TRANSPORTATION OF PETROLEUM, OIL, GAS, GASOLINE, WATER, AND OTHER LIKE SUBSTANCES IN THE CITY OF LA HABRA

Director of Public Works Saykali presented the staff report.

There was no City Council discussion.

Mayor Gomez opened the public hearing at 7:11 p.m. There was no public testimony.

Mayor Gomez closed the public hearing at 7:11 p.m.

Moved by Mayor Gomez, seconded by Mayor Pro Tem Nigsarian and CARRIED (4-0) THAT THE CITY COUNCIL:

- A. Approve the first reading of **ORDINANCE NO. 1849** ENTITLED: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA HABRA, ORANGE COUNTY, CALIFORNIA GRANTING A PIPELINE FRANCHISE TO CRIMSON CALIFORNIA PIPELINE, LP TO OPERATE AND MAINTAIN CERTAIN PIPELINES AND APPURTENANCES FOR THE TRANSPORTATION OF PETROLEUM, OIL, GAS, GASOLINE, WATER, AND OTHER LIKE SUBSTANCES IN THE CITY OF LA HABRA.
- B. Approve and authorize the Mayor to execute a Franchise Agreement with Crimson California Pipeline, LP for a period of 20 years with a 20 year option.

Said motion CARRIED by the following vote:

AYES: Mayor Gomez, Mayor Pro Tem Nigsarian,
Councilmember Espinoza, Councilmember Medrano
NOES: NONE
ABSTAIN: NONE
ABSENT: Councilmember Simonian

CONSIDERATION ITEMS:

CITY COUNCIL & UTILITY AUTHORITY:

1. FINANCIAL REPORT ON UTILITY AUTHORITY WATER AND SEWER FUND REVENUES, EXPENDITURES AND RATES. NOTICE OF PUBLIC PROTEST HEARING REGARDING PROPOSED WATER RATE AND SEWER RATE ADJUSTMENTS

Assistant City Attorney/Assistant Legal Counsel Collins recused himself from this item due to a conflict of interest because he serves on the California Domestic Water Company Board of Directors. He left the dais at 7:13 p.m.

It was the consensus of the City Council to have the staff report presented during the proposed public hearing to be held on Monday, December 4, 2023.

There was no City Council/Authority discussion.

Moved by Mayor Pro Tem/Vice Chair Nigsarian, Seconded by Councilmember/Director Medrano, AND CARRIED (4-0) THAT THE CITY COUNCIL & UTILITY AUTHORITY:

- A. Receive and file report from Raftelis Financial Consultants, Incorporated regarding Utility Authority revenue requirements and recommended changes to the City's Master Schedule of Fees for the Utility Authority Water Funds.
- B. Schedule a public hearing on proposed rate adjustments for the Utility Authority Water and Sewer Funds to be held on Monday, December 4, 2023.
- C. Direct staff to prepare and mail notices to all La Habra property owners regarding the scheduling of a public hearing on Monday, December 4, 2023, to consider the proposed rate adjustments for the Utility Authority Water and Sewer Funds.

Said motion CARRIED by the following vote:

AYES: Mayor/Chair Gomez, Mayor Pro Tem/Vice Chair Nigsarian,
Councilmember/Director Espinoza, Councilmember/Director Medrano

NOES: NONE

ABSTAIN: NONE

ABSENT: Councilmember/Director Simonian

Assistant City Attorney/Assistant Legal Counsel Collins returned to the dais at 7:15 p.m.

MAYOR'S COMMUNITY CALENDAR:

Mayor/Chair Gomez announced upcoming community events and activities.

COMMENTS FROM STAFF:

City Manager Sadro wished Mayor Pro Tem Nigsarian and Councilmember Medrano a happy birthday.

COMMENTS FROM COUNCILMEMBERS/DIRECTORS:

Councilmember/Director Medrano spoke regarding his attendance to the Sonora High School Homecoming Football game held on Friday, October 13, 2023. He spoke regarding the success of the Corn Festival held this past weekend, and thanked the La Habra Host Lions Club for their hard work hosting the event. Councilmember Medrano requested the meeting be adjourned in memory of Los Angeles County District Attorney's Office Sergeant Emilio Guerrero and his wife Annabel Guerrero.

Mayor Pro Tem/Vice Chair Nigsarian spoke regarding the success of the Corn Festival held this past weekend, and thanked the La Habra Host Lions Club for their hard work hosting the event and for the \$17,000 donation check given to the City tonight. He thanked the City of La Habra Police Department for their quick response regarding his recent call for service. He spoke regarding the North Hills neighborhood Halloween decorations.

Councilmember/Director Espinoza spoke regarding the North Hills neighborhood Halloween decorations. She wished Mayor Pro Tem Nigsarian, Councilmember Medrano, and Ron Woodward a happy birthday. She thanked the La Habra Lions Host Club and all of the non-profit community groups for their work on the Corn Festival held this past weekend.

Mayor/Chair Gomez thanked the Community Services Department for the Daniel Tiger's Neighborhood event held at the La Habra Children's Museum on Saturday, October 7, 2023. He spoke regarding his attendance to the Sonora High School Homecoming Football game held on Friday, October 13, 2023. He spoke regarding his participation in The Source OC Koreatown sign dedication ceremony hosted by the City of Buena Park on Tuesday, October 10, 2023. He made a motion for staff direction to: With regard to three pop-up vendors selling tacos at this past weekend's Corn Festival, he directed Code Enforcement staff to prepare an internal memorandum to City Council indicting what is being done with these types of vendors and requested an action plan be done; and with regard to public safety, he directed the Police Department staff to provide City Council with an update on the status of the Dispatcher position vacancies. Seconded by Councilmember Medrano

ADJOURNMENT: Mayor/Chair Gomez adjourned the meeting in memory of Los Angeles County District Attorney's Office Sergeant Emilio Guerrero and his wife Annabel Guerrero at 7:29 p.m. to Monday, November 6, 2023, at 5:30 p.m. in the City Council Closed Session Room 112c, 100 East La Habra Boulevard, followed by the Regular Meeting at 6:30 p.m. in the City Council Chamber.

Respectfully submitted,

Rhonda J. Barone, CMC
City Clerk/Secretary

These Minutes were approved on _____.